EXHIBIT 9



April 13, 2015

VIA HAND DELIVERY AND EFILE

David A. White Partner T. 302-984-6370 F. 302-691-1136 dwhite@mccarter.com

The Honorable Eric M. Davis Superior Court of Delaware New Castle County Courthouse 500 North King Street, Suite 10400 Wilmington, DE 19801-3733

Re: M&T Bank v. Ballard Builders, et al., C.A. No. N10C-05-123 EMD

McCarter & English, LLP Renaissance Centre 405 N. King Street, 8th Floor Wilmington, DE 19801-3717 T. 302.984.6300 F. 302.984.6399 www.mccarter.com

Dear Judge Davis:

Following up on your request, our firm has been billed \$450.00 by Veritext for 3 appearances for depositions of Dennis Ballard, for which he has failed to appear. Each appearance was billed at \$150.00. Please let me know if you have any questions.

Respectfully Submitted,

David A. White

BOSTON

HARTFORD

STAMFORD

NEW YORK

NEWARK

cc: Dennis Ballard (via U.S. Mail)

EAST BRUNSWICK

PHILADELPHIA

WILMINGTON

WASHINGTON, DC